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TX/RX NO 2051  
CONNECTION TEL 2404486  
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ST. TIME 12/11 14:02  
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RESULT OK

**ROBERT A. HABIB**

ATTORNEY AND COUNSELOR AT LAW  
77 W. WASHINGTON, SUITE 411  
CHICAGO, ILLINOIS 60602  
PHONE 312-201-1421  
FAX 312-578-8310

**FAX TRANSMISSION MEMO**DATE: 12/11/02 TIME: \_\_\_\_\_TO: Pe L BrissetteCOMPANY: Peo, Co. Gov. Local Dep 1FAX NUMBER: 240-4485RE: Mexico Zone - Peo, Co. GRequest to Redeem

NUMBER OF PAGES  
(INCLUDING THIS PAGE) \_\_\_\_\_

MESSAGE: \_\_\_\_\_  
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IMPORTANT: THIS MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, EMPLOYEE, OR AGENT RESPONSIBLE FOR DELIVERING THIS MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL TO US, AT THE ABOVE ADDRESS.

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

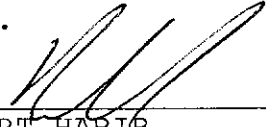
MUSIC ZONE,	)	
	)	
Plaintiff,	)	
-vs-	)	NO. 02-0472
	)	(cons.)
PEOPLES GAS LIGHT & COKE COMPANT,	)	02-0524
	)	
Defendant.	)	

REQUEST TO PRODUCE

NOW COMES the complainant, MUSIC ZONE, by and through its attorney, ROBERT HABIB, and requests the Respondent, PEOPLES GAS, to produce the following documents within 28 days at the Law Office of Robert Habib, 77 W. Washington St., Suite 411, Chicago, IL 60602:

1. All account records in its possession showing payments made by complainant since 2000.
2. All account records in its possession showing usage by the complainant since 2000; also, all bills sent to Music Zone since 2000.
3. The names and addresses of all employees of respondent who read complainant's meter, or have knowledge of the account.

ROBERT HABIB  
Attorney for Complainant  
77 W. Washington St.  
Suite 411  
Chicago, IL 60602  
(312) 201-1421  
Attorney No. 13519

  
\_\_\_\_\_  
ROBERT HABIB  
Attorney for Complainant



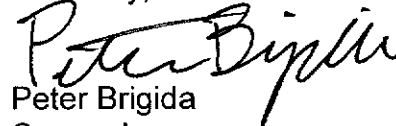
May 5, 2003

Mr. Robert Habib  
77 West Washington Street  
Suite 411  
Chicago, Illinois 60602

Dear Mr. Habib:

Please find enclosed The Peoples Gas Light and Coke Company's response to Complainant's Request to Produce with respect to Music Zone vs. The Peoples Gas Light and Coke Company, Illinois Commerce Commission Docket No. 02-0472 (cons.) 02-0524. Respondent objects to Request #3 as vague, overly broad, and irrelevant. Please call with any questions.

Sincerely,



Peter Brigida  
Counsel

Writer's Direct Dial:  
(312) 240-4461

**ILLINOIS COMMERCE COMMISSION**

MUSIC ZONE	)	
	)	
Complainant,	)	
vs.	)	Case: 02-0524
	)	02-0472
PEOPLE'S ENERGY	)	Consolidated
	)	
Respondent.	)	

**COMPLAINANT'S AMENDED RESPONSE TO**  
**RESPONDENT'S DATA REQUESTS**

**NOW COMES** the complainant and in Response to the Data Requests, states as follows:

1. 1-Modine Hot Dawgs  
hanging heater 50,000 BTU  
Third Floor-common hallway installed winter 2000-  
2001.  
  
3-Rheem Criterion III  
Gas furnace 150,000 BTU  
Third Floor-to rooms installed winter 2000-2001  
Basement Furnace-supplies heat to second floor  
and other units. -Furnace is a carrier-forced-air.
2. 1-Rheem energymuser  
40 gallon tank, 34,000 BTU incoming  
Third Floor-installed 2001
3. Yes.
4. No.
5. Non-applicable
6. Non-applicable
7. Non-applicable.
8. Objection, irrelevant as complainant paid the gas  
bill.
9. Objection irrelevant.

10. Objection irrelevant, as no cooking is done on the premises.

11. No extensive piping work has been done since January 2001 on third floor when the new furnaces and hot water heater were installed.

12. Objection-the issue has never been one of payment, but of over billing by respondent. Furthermore, all such records are already in the possession of respondent. Answering over objection, all such records in our possession are being produced.

13. See answer to number 12.

14. See answer to number 12.

15. Complainant previously filed a Complaint with the Illinois Commerce Commission against People's Gas, which resulted in the attached settlement agreement. Previous case number was 01-0326.

16. See answer to number 15.

17. See answer to number 15.

18. 220 ILCS 5/9-27 which forbids over billing.

Section 280-80 which requires an actual meter reading every second billing period.

Section 280-100 which provides that on a rebilling, the utility must allow the customer to pay over a period at least as long as over the period over which the express amount accrued.

19. Respondent has over-billed as set forth in the Complaint.

Respondent has used estimated bills for more than two consecutive periods.

Respondent has failed to give customer the same period of time to pay the re-bill as the time accrued for the rebilling.

20. See the bills attached to Complaint and other bills which show estimated readings.

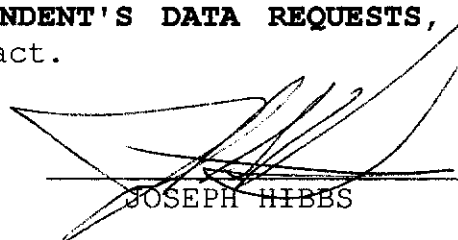
21. Joseph Hibbs  
Music Zone



ROBERT HABIB

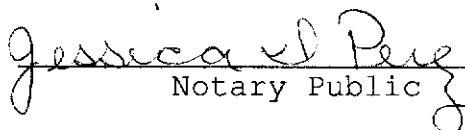
**VERIFICATION**

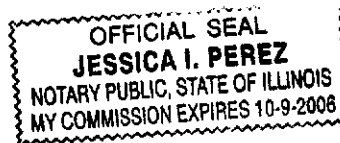
I, **JOSEPH HIBBS**, being duly sworn and deposed under oath, state that I have read the foregoing **AMENDED COMPLAINANT'S RESPONSE TO RESPONDENT'S DATA REQUESTS**, and it is true in substance and in fact.

  
JOSEPH HIBBS

SUBSCRIBED & SWORN to before me

this 16 day of June, 2003.

  
Notary Public



ROBERT HABIB  
ATTORNEY FOR COMPLAINANT  
77 West Washington Street  
Suite 411  
Chicago, Illinois 60602  
(312) 201-1421  
Attorney #13519

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

MUSIC ZONE

Complainant,

vs.

THE PEOPLES GAS LIGHT AND  
COKE COMPANY,

Respondent.

No. 01-0326

STIPULATION AND JOINT MOTION TO DISMISS

MUSIC ZONE, Complainant herein by Robert H. L., its  
attorney, and THE PEOPLES GAS LIGHT AND COKE  
COMPANY, Respondent herein, by its attorney, Peter Brigida, hereby stipulate  
and agree that the Complaint in the above-entitled proceeding against  
Respondent be dismissed and move the Illinois Commerce Commission to  
dismiss that Complaint, all matters in dispute between the parties in the  
Complaint having been resolved. Complainant forever waives all claims against  
Respondent regarding the subject matter of the Complaint.

DATED at Chicago, Illinois this 5<sup>th</sup> day of August, 2001.

Robert H. L.  
Robert H. L.

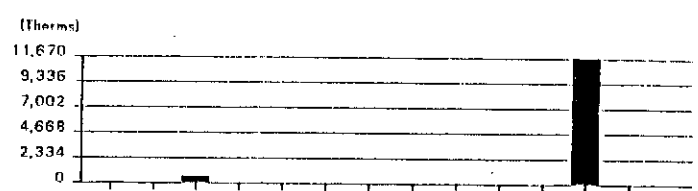
Peter Brigida  
Peter Brigida

copy 1/23/01

Customer Inquiries 312-240-7000 Emergencies 312-240-7001

	Account Number	Payment Due Date	Amount Due
00	8 5000 1841 0993	11/22/2000	\$6,905.87

SUMMARY OF USAGE



OCT NOV DEC FEB MAR APR MAY JUN JUL AUG SEP OCT NOV  
1999 2000

Average Daily	Nov 1999	Nov 2000
Therms Used	N/A	5.84
Temperature	49 °F	57 °F

SUMMARY OF CHARGES

Credits And Charges Since Your Last Bill

Previous balance	\$6,792.20
Balance	\$6,792.20

Current Charges

Customer Charge 15.02

First 100 Therms	\$ .34107 x	56.67 Therms =	19.33
Over 100 Therms	\$ .13180 x	42.65 Therms =	5.62

Environ Activities	\$ .00220 x	99.32 Therms =	0.22
Gas Charge	\$ .62970 x	99.32 Therms =	62.54
Current Charges Before Taxes			102.73

Taxes

Illinois Gross Revenue Tax	\$102.73 x	0.10 % =	0.10
Chgo Municipal Utility Tax	\$102.73 x	8.24 % =	8.46
Illinois Gas Revenue Tax	\$ .024 x	99.32 Therms =	2.38
Current Charges After Taxes			113.67

Total Balance \$6,905.87

CURRENT USAGE

Billing Period 10-17-00 to 11-03-00 Days of Service 17

Meter Reading		
Previous	Current	Differer
Meter Number P1682917		(100 Cubic
6 Actual 10-17	103 Estimate 11-03	

Therm Conversion 97 x 1.024 BTU Factor = 99.32 Th

MESSAGES

Return this portion with your check made payable to Peoples Energy. Please write your account number on your check. Your service is provided by Peoples Gas, a subsidiary of Peoples Energy. "Peoples Energy" is a service mark and trade name licensed to Peoples Gas

PAYMENT COUPON

ACCOUNT NUMBER: 8 5000 1841 0993

Please Pay By 11/22/2000	
If paid after 11/22/2000	\$6,907.54
Account Balance	Amount Enclosed
\$6,905.87	

If paying by mail, please allow 5 days for delivery.

The Add-a-Dollar Program allows customers to assist low-income households. Customers' donations are matched on a two-for-one dollar basis by Peoples Gas. To contribute, simply Add-A-Dollar to your payment.

Please do not write or stamp below this line.

CAR-RT SORT \*\*B005

THE MUSIC ZONE  
PO BOX 412  
RIVERSIDE IL 60546-6412

PEOPLES GAS  
CHICAGO IL 60687-0001

488500018410793000050000069058700000



## SETTLEMENT AGREEMENT

In consideration of The Peoples Gas Light and Coke Company refunding two-thousand one hundred dollars (\$2,100.00) to the Music Zone, the Music Zone hereby agrees to dismiss its complaint brought in the Illinois Commerce Commission against The Peoples Gas Light and Coke Company, docket number 01-0326 (the "Complaint"). The Music Zone hereby forever waives all claims against The Peoples Gas Light and Coke Company regarding the subject matter of the Complaint.

The Music Zone

By:                     

Title:                     

Date:                     

The Peoples Gas Light and Coke Company

By:                     

Title:                     

Date: